

1 **IN THE UNITED STATES DISTRICT COURT**
2 **FOR THE DISTRICT OF PUERTO RICO**

3
4 **UNITED STATES OF AMERICA,**

5 **Plaintiff,**

6 **v.**

CASE NO. 12-2039 (GAG)

7 **COMMONWEALTH OF PUERTO RICO,**
8 **et al.,**

9 **Defendants.**

10 **REPORT ON THE AGREEMENT BETWEEN THE PARTIES, THE TCA AND THE**
11 **PRESIDENT OF THE STATE ELECTIONS COMMISSION**

12 As previously announced by the Court (Docket No. 348), a meeting was held on Monday,
13 March 28, 2016 at 9:00 a.m. between the Parties, the TCA and the President of the State
14 Elections Commission, Mrs. Liza García-Vélez, Esq., in the Old San Juan Federal Courthouse.

15 The following are the terms that were agreed, to proceed upon further mediation:

- 16 1. The Puerto Rico Police Department (hereinafter “PRPD”) will be making a
17 presentation before the State Elections Commission (hereinafter “SEC”) about the
18 specifications and requirements of the *Agreement for the Sustainable Reform of the*
19 *Puerto Rico Police Department* (hereinafter the “Reform”) directed towards obtaining
20 the SEC’s approval of a waiver, pursuant to Art. 12.001 of Puerto Rico’s Electoral
21 Code.
22 2. The State Elections Commission understands that no scenario should arise that may
23 generate concern of non-compliance by the PRPD.

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- 1 3. The parties affirm that the present mediation process is not to be understood as an
2 explicit or implicit modification of the Reform as subscribed between the Department
3 of Justice of the United States and the Department of Justice of the Commonwealth,
4 on behalf of the PRPD.
- 5 4. The SEC has proposed for the Office of the Reform to make a presentation on
6 Wednesday, March 30, 2016 to put its commissioners in position to determine if they
7 may grant the waiver within the parameters of the present mediation process. The
8 presentation was tentatively scheduled for 10:00 a.m.¹ at the SEC's offices.
9 Representatives from the PRPD's Reform Office as well as the TCA, Col. Arnaldo
10 Claudio, and his Constitutional and Legal Advisor, Mr. Alfredo Castellanos-Bayouth,
11 Esq.², will be attending.
- 12 5. The parties agree that it should not be interpreted, nor should the Court relinquish its
13 jurisdiction, under any circumstances, regarding the oversight of compliance with the
14 Reform.
- 15 6. If the PRPD and the SEC are unable to reach a resolution that is agreeable to the
16 parties and the TCA before April 10, 2016, the SEC will notify the PRPD and the
17 TCA of the status of its evaluation and/or its position regarding the waiver. The Court
18 will then be able to take any actions it may deem necessary in order to guarantee
19 compliance with the Reform.
- 20 7. This agreement has the consent and approval of the parties and the TCA.
- 21

22 ¹ The time and date for the presentation has been confirmed by the SEC, for
23 Wednesday, March 30, 2016 at 2:30 p.m.

24 ² Mr. Castellanos-Bayouth, Esq. has been appointed by the Court as certified
 Mediator for all relevant matters.

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1 WHEREFORE, the undersigned very respectfully requests that the Court takes notice of
2 the above for all relevant purposes.

3 In San Juan, Puerto Rico, this 29th day of March, 2016.

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8 **S/ ALFREDO A. CASTELLANOS**

ALFREDO A. CASTELLANOS

9 Constitutional and Legal Advisor

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11 **NOTICE OF ELECTRONIC FILING**

12 **I HEREBY CERTIFY**, that on this date, I electronically filed the foregoing with the
13 Clerk of the Counseling the CM/ECF system, which will notify copy to the attorneys of record.

14 **S/ ALFREDO A. CASTELLANOS**

ALFREDO A. CASTELLANOS

15 Constitutional and Legal Advisor

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